



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Authorizing City Manager to Execute Contract with San Joaquin County Sheriff's Office for Alternative Work Program (AWP) for General Maintenance within the City Parks and Recreation Facilities and Public Works Street Division

MEETING DATE: July 19, 2006

PREPARED BY: Parks and Recreation and Public Works Directors

RECOMMENDED ACTION: That the City Council adopt a resolution authorizing the City Manager to execute a contract with the San Joaquin County Sheriff's Office for the Alternative Work Program (AWP) for general maintenance within the City Parks and Recreation facilities and Public Works Street Division for the period July 1, 2006 through June 30, 2007.

BACKGROUND INFORMATION: The San Joaquin County Sheriff's Department provides an inmate program for work release, the Alternative Work Program (AWP). The objective of the work program's unit is to provide a more productive approach to physical incarceration of low-risk offenders, while at the same time providing benefits to the community which may not have been provided except for these programs. Release programs allow eligible low-risk offenders the opportunity to continue their employment or education. The programs can also help prepare the participant for re-entry into the community as a productive citizen.

The City of Lodi currently participates in two work programs: 1) Court Community Service and 2) Community Corp Work Program.

1) The local court has the option of assigning Community Service hours to individuals that come before them. The Park Division and Street Division have had a long-standing relationship with the local judges as a work site for Community Service participants. If assigned Community Service hours as part of a sentencing, the participant would contact either Division for work assignments. The participant is responsible for his or her own transportation to and from work. Staff tracks work hours and provides supervision of the participant. The appropriate supervisor provides the participant an orientation and a copy of City rules of the program. If the participant does not adhere to the rules of the program or is absent from the work site for 10 working days or more, their paperwork is returned to the local courts. The City provides no hourly compensation or insurance for these Community Service participants.

2) Both Divisions currently participate in the Community Corp work program offered through the San Joaquin County Sheriff's Department. Community Corp participants are scheduled through a central office of the Sheriff's Department. When a project is scheduled, participants are transported from the County facility directly to the work site. An Inmate Work Site Supervisor drives the bus to and from the County facility and provides work site supervision. It is the Inmate Work Site Supervisor's responsibility to supervise, direct and enforce program rules. The City does not provide transportation or supervision of Community Corp work program participants. Based on a current contract with the San Joaquin County Sheriff's Department, the City is charged a flat fee of \$300 per day for a Community Corp crew, including the supervisor and transportation. This fee is scheduled to increase to \$350 per day in July. The Street Division has used the Community Corp for roadside weed abatement and fire prevention. Also in

APPROVED:


Blair King, City Manager

anticipation of the annual Grape Festival, the Corp performs clean up around the Highway 99 on and off ramps.

The Alternative Work Program is a third program, which is a voluntary and self-supporting release program through the San Joaquin County Sheriff's Department. Participants pay an administrative fee for the privilege of participating. City staff has been in communication with the Alternative Work Program Supervisor, Sgt. Chris Stevens, in an effort to produce a Request for Work Crew Persons agreement. The agreement for Parks work is attached. The one for Public Works would be similar. The City Attorney, City Risk Manager, Public Works Director and the Parks and Recreation Director have reviewed this document. The program has been discussed at a number of Parks and Recreation Commission meetings. The Parks and Recreation Commission is in favor of the program and recommends that the City Council approve this agreement. The Public Works Street Division also wishes to participate in the program.

Sgt. Chris Stevens will provide City staff two training opportunities. Later this month, the Sheriff's Department is offering "Site Supervisor Boot Camp" to all work site personnel, and Sgt. Stevens will provide custom training for the balance of City personnel.

The City of Lodi will be responsible for providing Alternative Work Program participants work site assignments, supervision, and workers' compensation insurance coverage. The Street Division will use AWP to supplement Street crews on daily maintenance activities, such as hot applied crack seal, sidewalk patching, downtown clean up, sidewalk and tree well clean-up. The Park Division will use AWP workers to supplement Park Maintenance crews on daily maintenance activities, such as vegetation control, mowing, trimming on most City parks, litter removal, facility field preparations, and restroom cleaning.


City staff, with the assistance of Sgt. Chris Stevens, will be prepared to answer questions the Council may have on this program.

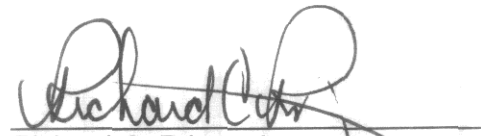
FISCAL IMPACT:

Other than providing staff time for on site supervision, the City would not experience any fiscal impact unless a participant filed a workers' compensation claim. The Risk Manager has recommended that if claims exceed \$10,000 in any one fiscal year, City staff should re-evaluate our position with the program.

FUNDING AVAILABLE:

None required.


Tony C. Goehring
Parks and Recreation Director


Richard C. Prima, Jr.
Public Works Director

Prepared by Steve Dutra, Park Superintendent, and George M. Bradley, Street Superintendent
RCP/GB/myn
Attachment

cc: Steve Schwabauer, City Attorney
Steve Dutra, Park Superintendent
Kirk Evans, Risk Manager



SAN JOAQUIN COUNTY SHERIFF
Custody Division
Alternative Work Program
7000 Michael N. Canlis Boulevard
French Camp, CA 95231

Request For Work Crew Persons
(Please Type or Print)

ORGANIZATION: CITY OF LODI PARKS DEPARTMENT REPRESENTATIVE: STEVE DUTRA

MAILING ADDRESS: 125 North Stockton St, Lodi, CA 95240 SUPERVISOR: _____

TELEPHONE: (209) 333- 6742 FAX: (209) 333- 6153

WORK SITE ADDRESS OR GEOGRAPHICAL LOCATION: CITY OF LODI PARKS AND PUBLIC AREAS

TYPE OF WORK TO BE DONE: GROUNDS MAINTENANCE

DAYS WORKERS NEEDED: Monday through Friday HOURS: 0600-1430 summer, 0700-1530 winter

REPORT TO WORK TIME: 0545 summer, 0645 winter APPROXIMATE NUMBER OF WORKERS: 8

RESTRICTIONS ON WORKERS: No persons convicted of any sex offenses, No persons convicted of any weapons crimes in the last two years, No persons convicted of drug offenses (H&S 11000 series) in the last ten years. No persons convicted of child or spousal abuse, crimes of violence or worker's compensation fraud.

In submitting this request for work crew persons, it is hereby agreed the following rules will be complied with prior to utilizing Workers:

1. Advise any labor union or employees association providing services to your agency of your participation in the Alternative Work Program.
2. Provide tools and any specialized clothing, equipment, or safety items that would be required to perform the duties under Cal-Osha regulations.
3. Provide adequate supervision for those performing the work to include the bookkeeping-attendance required to document the hours and type of work performed and reveal to and answer questions concerning the workers attendance to the San Joaquin County Sheriff Dept. Field Investigators when requested.
4. Provide worker's compensation and employer's liability coverage for each work crew person during the entire course of their work for the requesting agency.

By the signing of this agreement the requesting agency agrees that it shall indemnify and hold the county of San Joaquin free and harmless from any injury to work crew person which injuries are a result of and/or incidental to the work, service, and activities performed by the work crew person for the requesting agency as well as indemnifying and holding said County free and harmless from an injury or damage which a work crew person may cause to a third party as a result of and/or incidental to a third party as a result of and/or incidental to the work, services, and activities performed by the work crew person for the requesting agency, except to the extent such injury or injuries arise out of or relate to the negligence, willful misconduct or breach of contract of county.

The requesting agency shall, at no cost to the County, defend the County from any claim whatsoever regarding injuries or damage to work crew person or damages to third parties as above specified.

The requesting agency shall not be obligated for any injury and/or damage occasioned by the **(sole and exclusive negligence)** replaced with negligence, recklessness, intentional misconduct or breach of this agreement of said County and or for the portion of **(active)** deleted negligence, willful misconduct or breach of contract. attributable to said county.

DATE

AUTHORIZED SIGNATURE

TITLE

DATE

WITNESS SIGNATURE

TITLE

DATE

SHERIFF'S OFFICE REPRESENTATIVE

TITLE

RESOLUTION NO. 2006-140

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING THE
CITY MANAGER TO EXECUTE A CONTRACT WITH SAN JOAQUIN
COUNTY SHERIFF'S OFFICE FOR ALTERNATIVE WORK PROGRAM
FOR GENERAL MAINTENANCE WITHIN THE CITY PARKS AND
RECREATION FACILITIES AND PUBLIC WORKS STREET DIVISION

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NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council hereby
authorizes the City Manager to execute a contract with San Joaquin County Sheriff's
Office for Alternative Work Program for general maintenance within the City Parks and
Recreation facilities and Public Works Street Division; and

BE IT FURTHER RESOLVED that the term of this contract shall be for the
period July 1, 2006 through June 30, 2007.

Dated: July 19, 2006

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I hereby certify that Resolution No. 2006-140 was passed and adopted by the
City Council of the City of Lodi in a regular meeting held July 19, 2006, by the following
vote:

AYES: COUNCIL MEMBERS – Beckman, Hansen, Johnson, Mounce,
and Mayor Hitchcock

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None


JENNIFER M. PERRIN
Interim City Clerk

CITY COUNCIL

SUSAN HITCHCOCK,
Mayor

BOB JOHNSON,
Mayor Pro Tempore

JOHN BECKMAN

LARRY D. HANSEN

JOANNE MOUNCE

CITY OF LODI



PUBLIC WORKS DEPARTMENT

CITY HALL, 221 WEST PINE STREET / P.O. BOX 3006

LODI, CALIFORNIA 95241-1910

TELEPHONE (209) 333-6706 / FAX (209) 333-6710

EMAIL pwdept@lodi.gov

<http://www.lodi.gov>

BLAIR KING,
City Manager

JENNIFER M. PERRIN,
Interim City Clerk

D. STEPHEN SCHWABAUER,
City Attorney

RICHARD C. PRIMA, JR.,
Public Works Director

July 13, 2006

Downtown Lodi Business Partnership
P.O. Box 1565
Lodi, CA 95241-1565

SUBJECT: Adopt Resolution Authorizing City Manager to Execute Contract with San Joaquin County Sheriff's Office for Alternative Work Program (AWP) for General Maintenance within the City Parks and Recreation Facilities and Public Works Street Division

Enclosed is a copy of background information on an item on the City Council agenda of Wednesday, July 19, 2006. The meeting will be held at 7 p.m. in the City Council Chamber, Carnegie Forum, 305 West Pine Street.

This item is on the consent calendar and is usually not discussed unless a Council Member requests discussion. The public is given an opportunity to address items on the consent calendar at the appropriate time.

If you wish to write to the City Council, please address your letter to City Council, City of Lodi, P. O. Box 3006, Lodi, California, 95241-1910. Be sure to allow time for the mail. Or, you may hand-deliver the letter to City Hall, 221 West Pine Street.

If you wish to address the Council at the Council Meeting, be sure to fill out a speaker's card (available at the Carnegie Forum immediately prior to the start of the meeting) and give it to the City Clerk. If you have any questions about communicating with the Council, please contact Jennifer Perrin, Interim City Clerk, 333-6702.

If you have any questions about the item itself, please call George Bradley, Street Superintendent, at 333-6740.

A handwritten signature in dark ink, appearing to read "R. Prima".

for: Richard C. Prima, Jr.
Public Works Director

RCP/pmf

Enclosure

cc: City Clerk

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